IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4273 OF 2005
IN
WRIT PETITION NO.160 OF 2005

Mr.Bibek Raychaudhari
and Ors. ..Applicants

Vs.

Mr.Avinash Chimanlal
Maniar and Anrs. ..Respondents

....
Mr.N.V.Pradhan with Ms.S.D.Khot
with Ms.Ameeta Kutti Krishnan for
Applicants/petitioners
Mr.I.B.Sonawane for Respondent no.1
Mr.Raju Yamgar for Respondent no.2
Ms.S.V.Gajare A.P.P. for the State
....

WITH
CRIMINAL APPLICATION NO.4274 OF 2005
IN
WRIT PETITION NO.161 OF 2005

Mr.Bibek Raychaudhari
and Ors. ..Applicants

Vs.

Smt.Mayuri A.Maniar
and Anrs. ..Respondents

....
Mr.N.V.Pradhan with Ms.S.D.Khot
with Ms.Ameeta Kutti Krishnan for
Applicants/petitioners
Mr.I.B.Sonawane for Respondent no.1
Mr.Raju Yamgar for Respondent no.2

Ms.S.V.Gajare A.P.P. for the State

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WITH

CRIMINAL APPLICATION NO.4275 OF 2005
IN
WRIT PETITION NO.162 OF 2005

Mr.Bibek Raychaudhari
and Ors. ..Applicants

Vs.

Mr.Avinash Chimanlal
Maniar and Anrs. ..Respondents

....

Mr.N.V.Pradhan with Ms.S.D.Khot
with Ms.Ameeta Kutti Krishnan for
Applicants/petitioners
Mr.I.B.Sonawane for Respondent no.1
Mr.Raju Yamgar for Respondent no.2
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....

WITH

CRIMINAL APPLICATION NO.4276 OF 2005
IN
WRIT PETITION NO.163 OF 2005

Mr.Bibek Raychaudhari
and Ors. ..Applicants

Vs.

Mr.Avinash Chimanlal
Maniar and Anrs. ..Respondents

....

Mr.N.V.Pradhan with Ms.S.D.Khot
with Ms.Ameeta Kutti Krishnan for
Applicants/petitioners
Mr.I.B.Sonawane for Respondent no.1
Mr.Raju Yamgar for Respondent no.2
Mr.Rajesh More A.P.P. for the State

....

WITH
CRIMINAL APPLICATION NO.4277 OF 2005
IN
WRIT PETITION NO.164 OF 2005

Mr.Bibek Raychaudhari
and Ors. ..Applicants
Vs.
Smt.Mayuri A.Maniar
and Anrs. ..Respondents

....
Mr.N.V.Pradhan with Ms.S.D.Khot
with Ms.Ameeta Kutti Krishnan for
Applicants/petitioners
Mr.I.B.Sonawane for Respondent no.1
Mr.Raju Yamgar for Respondent no.2
Mr.Rajesh More A.P.P. for the State
....

CORAM : SMT.V.K.TAHILRAMANI,J
DATE : OCTOBER 10,2005

P.C.

1. Heard the learned advocate for the applicants-original accused, learned advocate for the respondent nos.1 and 2-original complainant, learned advocate for the company i.e. original accused no.1 and the learned A.P.P. for the State in all the matters.

2. These petitions and applications have been

preferred by the petitioners for quashing of process issued against them under Section 138 of Negotiable Instruments Act and for quashing of N.B.Ws. issued against them in the cases i.e.C.C.Nos.989/S/2003, 990/S/2003, 991/S/2003, 992/S/2003 and 993/S/2003 pending before the learned Metropolitan Magistrate, 15th Court, Mazgaon, Mumbai.

3. The parties have filed consent terms which is taken on record and marked ‘X’ for identification. In view of the consent terms Criminal Case Nos.989/S/2003, 990/S/2003, 991/S/2003, 992/S/2003 and 993/S/2003 are quashed and set aside. It is clarified that if there is any default in making payment of any of the instalments, the said cases shall stand revived.

4. Petitions and applications are disposed of.

5. Authenticated copy be issued to the parties.

[V.K.TAHILRAMANI,J.]